

S. B. No. 463 was reported favorably by viva voce vote.

S. B. No. 406 was reported favorably by viva voce vote.

S. B. No. 211 was reported favorably by viva voce vote.

S. B. No. 183 was reported favorably by viva voce vote.

S. B. No. 466 was reported favorably by viva voce vote.

H. B. No. 556 was reported favorably by viva voce vote.

H. B. No. 456 was reported favorably by viva voce vote.

HERMAN B. HILL, JR.,
Secretary.

FORTY-THIRD DAY.

(Continued.)

Senate Chamber,
Austin, Texas,
March 28, 1935.

The Senate met at 10 o'clock a. m., pursuant to recess, and was called to order by Lieutenant Governor Walter F. Woodul.

House Bill No. 11.

Recurring business was H. B. No. 11.

Senator Holbrook was recognized on his pending amendment.

Senator Poage was recognized to discuss the amendment.

Points of Order.

Senator Davis raised the point of order that Senator Poage's time had expired in discussion of the amendment.

The Chair, Senator Woodruff presiding, overruled the point of order.

Senator Shivers raised the point of order that Senator Poage was not discussing the amendment which was before the Senate, but the bill in general.

The Chair, Senator Woodruff presiding, overruled the point of order.

Senator Davis had the floor.

Senator Rawlings asked unanimous consent that Senator Holbrook be allowed to withdraw his amendment to the Rawlings amendment.

Unanimous consent was granted.

Senator Holbrook withdrew his amendment to the Rawlings amendment, pending the adoption of the Rawlings amendment.

Senator Rawlings moved the adoption of his amendment to the committee substitute for H. B. No. 11.

The motion to adopt the Rawlings amendment prevailed by the following vote:

Yeas—16.

Beck.	Neal.
Blackert.	Rawlings.
Burns.	Regan.
Collie.	Sanderford.
Davis.	Small.
Holbrook.	Stone.
Hopkins.	Sulak.
Moore.	Westerfeld.

Nays—12.

Cotten.	Pace.
DeBerry.	Poage.
Duggan.	Redditt.
Hill.	Shivers.
Hornsby.	Van Zandt.
Oneal.	Woodruff.

Absent.

Martin.

Absent—Excused.

Fellbaum.

Senator Holbrook sent up the following amendment:

Amend S. C. S. as amended to H. B. No. 11, by adding a new item to be "Item No. 7" to read as follows: "Item No. 7. There is hereby appropriated out of any fund herein appropriated the sum of Fifty Thousand (\$50,000) Dollars to be used and expended by the Centennial Commission in Brazoria County, Texas in purchasing, preserving and erecting memoriales, commemorating events and plans, connected with the early history of the Republic of Texas.

HOLBROOK.

Read.

Senator Davis was recognized to discuss the amendment.

Message from the House.

The Chair recognized the Doorkeeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives,
Austin, Texas March 28, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House

has refused to concur in Senate amendments to H. B. No. 417, and requests the Senate for the appointment of a conference committee to adjust the differences between the two Houses. The following are appointed as conferees on the part of the House:

Leonard, Graves, Atchison, Frazer and Wood of Montague.

The House has adopted the following resolution:

H. C. R. No. 48, Providing that J. M. (Tex) Moore shall be designated by the Legislature of Texas as the "Cowboy Artist of Texas."

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

House Bill No. 11.

Motion to Table.

Senator Van Zandt moved to table the amendment by Senator Holbrook. Motion to table pending.

Motion to Recess.

Senator Holbrook at 11:55 o'clock a. m., moved that the Senate recess until 2 o'clock p. m., today.

Motion to recess pending.

Senator Redditt was recognized on a privileged motion.

House Bill No. 417.

Motion for Appointment of Conference Committee.

Senator Redditt moved that the Senate grant the request of the House for appointment of a Conference Committee on H. B. No. 417 to adjust the differences between the two Houses.

The motion prevailed by viva voce vote.

Conference Committee Appointed.

The Chair appointed the following Senators as conferees on the part of the Senate on H. B. No. 417.

Senators Redditt, Pace, Moore, Hopkins and Small.

Senate Bill No. 469.

Senator Sulak received unanimous consent to suspend the regular order of business to introduce the following local bill:

By Senator Sulak:

S. B. No. 469, A bill to be entitled "An Act providing for the relief of Ellinger Common School District No. 60 of Fayette County, Texas; to aid said school district to rebuild and reconstruct a public school building; appropriating Six Thousand (\$6,000.00) Dollars for rebuilding and reconstructing the public school building; prescribing the manner in which the funds hereby appropriated shall be paid; and declaring an emergency."

Read and referred to the Committee on Finance.

Motion to Suspend Rule.

Senator Hopkins received unanimous consent to suspend the regular order of business and moved to suspend the constitutional rule relating to the time for introduction of bills.

The motion prevailed by the following vote:

Yeas—25.

Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Moore.	Van Zandt.
Neal.	Westerfeld.
O'neal.	Woodruff.
Pace.	

Present—Not Voting.

DeBerry.

Absent.

Beck. Martin.
Blackert.

Absent—Excused.

Fellbaum.

Senate Bill No. 470.

By Senator Hopkins:

S. B. No. 470, A bill to be entitled "An Act to amend Article 4350 of the Revised Civil Statutes of 1925, as amended by H. B. No. 495 of the Forty-second Legislature, Regular Session (Chapter 243), by providing that no warrant shall be issued by

the Comptroller to any person indebted to the State, or to his agent or assignee, if such indebtedness is made known to the Comptroller before the issuance of the warraht in any of the following ways: (a) by certificate of the head of any State Department filed with the Comptroller; or (b) if established by judgment of court, as shown by certified copy of judgment filed with the Comptroller; and declaring an emergency."

Read and referred to the Committee on Banks and Banking.

Senate Bill No. 471.

Senator Regan received unanimous consent to suspend the regular order of business to introduce the following local bill:

By Senator Regan:

S. B. No. 471, A bill to be entitled "An Act providing for the relief of Eagle Pass Independent School District of Maverick County, Texas, in order to aid the school district in accommodating the large growth of population due to the development of Quemado Valley Irrigation Settlement which covers a portion of the Eagle Pass Independent School District of 1934; making appropriation out of the State Treasury of Seven Thousand Dollars (\$7,000) to said district for said purposes and declaring an emergency."

Read and referred to the Committee on Finance.

Motion to Suspend Rule.

Senator Hornsby received unanimous consent to suspend the regular order of business and moved to suspend the constitutional rule relating to the time for the introduction of bills.

The motion prevailed by the following vote:

Yeas—25.

Beck.	Moore.
Burns.	Neal.
Collie.	Oneal.
Cotten.	Pace.
Davis.	Rawlings.
Duggan.	Redditt.
Hill.	Regan.
Holbrook.	Sanderford.
Hopkins.	Shivers.
Hornsby.	Small.

27—Jour.

Stone.
Sulak.
Van Zandt.

Westerfeld.
Woodruff.

Nays—1.

Poage.

Present—Not Voting.

DeBerry.

Absent.

Blackert.

Absent—Excused.

Fellbaum.

Martin.

Senate Bill No. 472.

By Senator Hornsby:

S. B. No. 472, A bill to be entitled "An Act to prohibit the teaching of any political, economic or social doctrines opposed to or destructive of the Constitutional System of Government of the United States, by any teacher, lecturer or instructor of any school, public or private, in the State of Texas, and further providing for the taking of an oath by any such instructor, lecturer or teacher, to be filed in the office of the State Superintendent of Public Instruction, for the faithful performance of his or her duties and to preserve, protect and defend the Constitution of the United States and of the State of Texas; and providing penalties for the violation of the Act and for the excluding of citizens of foreign countries from the necessity of taking such oath; declaring if any section, clause, sentence, paragraph or provision should ever be held to be invalid for any reason, such holding shall not affect the validity of the remaining portions hereof; and declaring an emergency."

Read and referred to the Committee on Educational Affairs.

Motion to Suspend Rule.

Senator Neal received unanimous consent to suspend the regular order of business and moved to suspend the constitutional rule relating to the time for introduction of bills.

The motion prevailed by the following vote:

Yeas—26.

Beck.	Pace.
Collie.	Poage.
Cotten.	Rawlings.
Davis.	Redditt.
DeBerry.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Moore.	Van Zandt.
Neal.	Westerfeld.
Oneal.	Woodruff.

Nays—1.

Burns.

Absent.

Blackert.

Absent—Excused.

Fellbaum. Martin.

Senate Bill No. 473.

By Senator Neal:

S. B. No. 473, A bill to be entitled
 "An Act amending Article 6570,
 Title 113, R. C. S. of Texas, 1925,
 and declaring an emergency."

Read and referred to the Com-
 mittee on Civil Jurisprudence.

Recess.

The motion to recess prevailed at
 12:20 o'clock p. m.

After Recess.

The Senate met at 2 o'clock p. m.,
 pursuant to recess and was called
 to order by Lieutenant Governor
 Walter F. Woodul.

Motion to Stand at Ease.

Senator Woodruff moved that the
 Senate stand at ease for 15 minutes.

Point of Order.

Senator DeBerry raised the point
 of order of "no quorum."

A roll call was ordered.

The roll call disclosed a quorum.

Present.

Beck.	Davis.
Blackert.	DeBerry.
Burns.	Duggan.
Collie.	Hill.
Cotten.	Holbrook.

Hornsby.
 Moore.
 Neal.
 Oneal.
 Pace.
 Poage.
 Redditt.

Regan.
 Shivers.
 Stone.
 Sulak.
 Van Zandt.
 Westerfeld.
 Woodruff.

Absent.

Hopkins.
 Rawlings.

Sanderford.
 Small.

Absent—Excused.

Fellbaum.

Martin.

House Bill No. 11.

The question recurred on the mo-
 tion to table the amendment by
 Senator Holbrook.

The motion to table lost by the
 following vote:

Yeas—8.

Cotten.
 DeBerry.
 Hopkins.
 Oneal.

Poage.
 Small.
 Van Zandt.
 Woodruff.

Nays—15.

Beck.
 Blackert.
 Burns.
 Collie.
 Davis.
 Duggan.
 Holbrook.
 Hornsby.

Neal.
 Pace.
 Redditt.
 Regan.
 Shivers.
 Stone.
 Sulak.

Present—Not Voting.

Hill.

Westerfeld.

Absent.

Moore.
 Rawlings.

Sanderford.

Absent—Excused.

Fellbaum.

Martin.

Senator Holbrook moved the adop-
 tion of his amendment.

Senator Woodruff was recognized
 to discuss the amendment.

Point of Order.

Senator Holbrook raised the point
 of order that Senator Woodruff was
 not discussing the amendment which
 was before the Senate.

The Chair, President Pro Tem
 K. M. Regan presiding, overruled the
 point of order.

House Bill No. 11.

The question recurred on the motion to adopt the amendment by Senator Holbrook.

The motion prevailed by the following vote:

Yeas—16.

Beck.	Moore.
Blackert.	Neal.
Burns.	Oneal.
Collie.	Pace.
Davis.	Redditt.
Duggan.	Regan.
Holbrook.	Shivers.
Hornsby.	Sulak.

Nays—8.

Cotten.	Sanderford.
DeBerry.	Small.
Hopkins.	Van Zandt.
Poage.	Woodruff.

Present—Not Voting.

Hill.	Westerfeld.
Stone.	

Absent.

Rawlings.

Absent—Excused.

Fellbaum.	Martin.
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Senator Hornsby sent up the following amendments:

Amend the amendment to the C. S. for H. B. No. 11, page 802 of the Senate Journal, Item 6, division (1), line 3 of Rawlings substitute by inserting after the word "museum" the following:

"as a part of the Texas Centennial Celebration."

HORNSBY.

Read and adopted.

Amend the amendment to the C. S. for H. B. No. 11, page 802, of Senate Journal, Item 6, division (1), line 2, of the Rawlings substitute by inserting after the word "expended" the following:

"for the planning, organization, and management, from the date this act becomes effective, (including the securing of materials, exhibits, funds, and gifts from public and private agencies, individuals, patriotic and other organizations) and"

HORNSBY.

Read and adopted.

Senator Blackert sent up the following amendment:

Amend Rawlings amendment to C. S. for H. B. No. 11 as printed in the Journal, page 801, under "Item Number Three," after the word "Texas" at the end of the first sentence, by inserting the following:

"Out of this allocation there is hereby set aside for the purpose of a permanent memorial to perpetuate the glories of Texas history in Goliad County the sum of \$75,000.00.

**BLACKERT,
REDDITT,
HOLBROOK,
SHIVERS.**

Read and pending.

Motion to Adjourn.

Senator Small at 4:05 o'clock p. m., moved that the Senate adjourn until 10 o'clock a. m., Friday.

The motion lost by the following vote:

Yeas—11.

Davis.	Regan.
Duggan.	Sanderford.
Moore.	Small.
Neal.	Van Zandt.
Pace.	Woodruff.
Rawlings.	

Nays—15.

Beck.	Hornsby.
Blackert.	Oneal.
Burns.	Poage.
Collie.	Redditt.
Cotten.	Shivers.
DeBerry.	Sulak.
Hill.	Westerfeld.
Holbrook.	

Absent.

Hopkins.	Stone.
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Absent—Excused.

Fellbaum.	Martin.
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House Bill No. 11.**Motion to Table.**

Senator Van Zandt moved to table the pending amendment by Senator Blackert.

The motion to table lost by the following vote:

Yeas—4.

DeBerry. Small.
Poage. Van Zandt.

Nays—19.

Beck. Neal.
Blackert. O'Neal.
Burns. Pace.
Collie. Rawlings.
Cotten. Redditt.
Davis. Regan.
Duggan. Shivers.
Holbrook. Sulak.
Hornsby. Woodruff.
Moore.

Absent.

Hopkins. Westerfeld.
Stone.

Absent—Excused.

Fellbaum. Martin.

(Pair Recorded.)

Senator Sanderford (present) who would vote yea, with Senator Martin (absent) who would vote nay.

Senator Blackert moved the adoption of his amendment.

The motion prevailed by viva voce vote.

Senator Rawlings was recognized on a privileged motion.

House Bill No. 779.

Senator Rawlings sent up the Conference Committee Report on H. B. No. 779:

Committee Room,
Austin, Texas, March 28, 1935.
Hon. Walter F. Woodul, President of the Senate.

and

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, to whom was referred H. B. No. 779, have had same under consideration, and we recommend to the House of Representatives and to the Senate that said bill pass in the form attached hereto.

McKEE,
KNETSCH,
STANFIELD,
On part of the House.

RAWLINGS,
STONE,
BURNS,

HOLBROOK,
On part of the Senate.

By McKee. H. B. No. 779.

A BILL

To Be Entitled

An Act making available currently the funds now on hand and hereafter accruing to the Jack and Stallion Fund of the State Department of Agriculture under the terms of Act of the Regular Session, Forty-third Legislature, Chapter 162, Page 433, as amended Acts of the Forty-third Legislature, First Called Session, Chapter 10, Page 32; providing for the drawing of warrants by the Comptroller and the payment of same by the State Treasurer in accordance with the provisions hereof and with the General Laws; providing that this Act shall not affect the amounts appropriated or to be appropriated to the Jack and Stallion Fund of the State Department of Agriculture, or change the proportion of the proceeds of the Special Racing Fund accruing to said Jack and Stallion Fund of the Department of Agriculture; declaring the intent of this Act; and amending Sub-section 7, Chapter 166, Acts of the Forty-third Legislature, being House Bill No. 167, Pages 428-433, as amended by Chapter 10, Acts Forty-third Legislature, 1933, First Called Session, being House Bill No. 12 of the Session Acts of the First Called Session of the Forty-third Legislature, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That from and after the effective date of this Act, all funds now on hand and hereafter accruing to the benefit of the State Department of Agriculture out of the Special Racing Fund created under the terms and provisions of Acts of the Regular Session, Forty-third Legislature, Chapter 162, Page 433, as amended Acts of the Forty-third Legislature, First Called Session, Chapter 10, Page 32, shall become available to and for the use of the State Department of Agriculture currently in making expenditures out of the Jack and Stallion Fund for the purpose for which such Fund is created, as such funds accrue. The

State Comptroller is hereby authorized and empowered to draw warrants upon said Special Racing Fund and the State Treasurer is hereby authorized and empowered to pay such warrants in accordance with the provisions of this Act and with the general provisions of law.

Sec. 2. Nothing in this Act shall be construed either to increase or diminish the amounts of the appropriations heretofore made or hereafter to be made for the operating expenses of the State Department of Agriculture. Nor shall this Act be construed in any manner to affect or change the proportion of the proceeds of the said Special Racing Funds allocated to the State Department of Agriculture, it being the purpose and intent of this Act merely to provide that the Jack and Stallion Fund of the State Department of Agriculture shall receive its proportionate share of said funds currently as same are collected and deposited with the State Treasurer.

Sec. 3. That Sub-section 7, of Chapter 166, Acts of the Forty-third Legislature, 1933, being House Bill No. 167, Pages 428-433 of the Session Acts of the Forty-third Legislature as amended by Chapter 10, Acts of the First Called Session, Forty-third Legislature, 1933, being House Bill No. 12 of the Session Acts of the First Called Session of the Forty-third Legislature, be and the same is hereby amended to read as follows:

"Sub-section 7. The titles of such animals so purchased shall be in the State of Texas. The Commissioner of Agriculture shall keep appropriate written records showing the price paid for each animal, from whom, and where purchased, and obtain a bill of sale for each animal purchased, showing the age and breeding of such animal, the location and the custodian from time to time of such animal. He shall also procure from time to time a report from the County Agent or County Judge of the county where such animal is located, as to the condition and the use made of such animal, and the number of colts foaled in the calendar year in that county.

For the service of such animals so distributed, the Commissioner of Agriculture is authorized to make a charge of not exceeding Five Dollars (\$5) for colts foaled. The amounts

so collected by the Commissioner of Agriculture shall be remitted by him through the State Comptroller to the State Treasurer in The Special Racing Fund and shall be deposited to the credit of the Stallion and Jack Account to be used by the Commissioner of Agriculture for the purchase of additional stallions and jacks and for the maintenance of all State owned stallions and jacks. Provided the Commissioner of Agriculture is hereby authorized to make refunds of such service charges when the animal served has not been foaled by such service, upon due proof thereof being made to the Commissioner of Agriculture on such forms prescribed by him. The Treasurer is hereby authorized to pay warrants drawn by the Comptroller upon such Jack and Stallion Account in The Special Racing Fund upon vouchers issued therefor by the Commissioner of Agriculture.

The Commissioner of Agriculture shall adopt and carry out reasonable rules and regulations with respect to the distribution, care, use and maintenance of such animals. All expenditures thus authorized shall be paid upon accounts approved by the Commissioner of Agriculture, and warrants drawn by the Comptroller on the State Treasurer.

In allotting or distributing said stallions and jacks, the Commissioner of Agriculture shall request and give consideration to the recommendations of the Commissioners Court of the particular counties seeking the distribution of such animals.

The Commissioner of Agriculture annually, in the month of November, shall make and file with the Governor and the Racing Commission a written report showing prices paid for animals purchased by him under this Act, from whom, and where purchased, with a copy of the bill of sale on each animal showing the age and breeding of each respective animal, and the location of such animal, and the name of the then custodian thereof, the amount collected by him as service charges on animals, and the amount paid out in the way of maintenance expense of animals and to whom paid."

Sec. 3A. Provided that no money on deposit on April 1st 1935 with the State Treasurer or other depositories to the credit of the Jack and Stallion Fund shall be used other

than for the payment of the seven Jacks now contracted for, and/or for payments of caretakers fees now due or to become due.

Sec. 4. The fact that under the provisions of Acts of the Regular Session of the Forty-third Legislature, Chapter 162, Page 433, as amended Acts of the Forty-third Legislature, First Called Session, Chapter 10, Page 32, the Special Racing Fund as created in such Act cannot be divided or paid out until the month of December of each year, and the fact that the Department of Agriculture now has on hand and owns a large number of jacks and stallions and has no available funds for the care of same and for the fact that the service fees for jacks and stallions are now required to be deposited to the Racing Fund depriving such Jack and Stallion Account of much needed revenues, create an emergency and in imperative public necessity that the Constitutional Rule requiring bills to be read on three several days be suspended, and the same is hereby suspended and this Act shall take effect from and after its passage, and it is so enacted.

Senator Rawlings moved the adoption of the conference committee report.

The motion prevailed by the following vote:

Yeas—20.

Beck.	Pace.
Blackert.	Rawlings.
Burns.	Redditt.
Cotten.	Sanderford.
Davis.	Shivers.
Duggan.	Small.
Holbrook.	Stone.
Hopkins.	Sulak.
Moore.	Van Zandt.
Neal.	Woodruff.

Nays—5.

Collie.	Hornsby.
DeBerry.	Poage.
Hill.	

Present—Not Voting.

Oneal.

Absent.

Regan.	Westerfeld.
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Absent—Excused.

Fellbaum.	Martin.
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House Bill No. 11.

Senator Davis sent up the following amendment:

Amend C. S. to H. B. No. 11, by striking out the words "general revenue" and substitute in lieu thereof the words "State Highway."

DAVIS.

Motion to Table.

Senator Woodruff moved to table the amendment by Senator Davis.

The motion to table prevailed by the following vote:

Yeas—21.

Burns.	Poage.
Collie.	Rawlings.
DeBerry.	Redditt.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Moore.	Sulak.
Neal.	Van Zandt.
Oneal.	Woodruff.
Pace.	

Nays—5.

Blackert.	Hornsby.
Cotten.	Westerfeld.
Davis.	

Absent.

Beck.	Regan.
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Absent—Excused.

Fellbaum.	Martin.
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Senator Oneal sent up the following amendment:

Amend H. B. No. 11 by adding at the end of the first sentence subdivision (2) in Section No. 3 as a part thereof the following:

"provided that a substantial celebration shall be provided for and be held in each Senatorial District."

ONEAL,
DUGGAN,
REGAN,
COLLIE,
DAVIS,
NEAL.

Read and pending.

Message from the House.

The Chair recognized the Door-keeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives,
Austin, Texas, March 28, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 71, A bill to be entitled "An Act relating to the licensing of motor vehicle operators and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways, providing for issuance of licenses, revocation of operator's and chauffeur's licenses under certain conditions, forbidding driving by persons without licenses, providing penalties, etc., and declaring an emergency."

H. B. No. 266, A bill to be entitled "An Act declaring the policy of the State with reference to the preservation of natural resources and protection of the rights of the owners of gas producing properties; defining certain terms used in this bill; declaring certain corporations to be public service utilities; authorizing the Railroad Commission of Texas to determine whether the supply of gas in any pool is in excess of the reasonable market demand and reasonable demand for gas reserves and authorizing the Commission to restrict the use of gas to light and fuel purposes in all fields where the supply is not in excess of the demand and where the supply is not in excess of the reasonable requirements for reserve purposes, etc., and declaring an emergency."

H. B. No. 521, A bill to be entitled "An Act making better provision for the regulation of the sale and dealings in stocks, bonds, and securities in this State, including any share, stock, treasury stock, stock certificate under a voting trust agreement, collateral trust certificate, pre-organization certificate or receipt, subscription or reorganization certificate, note, bond, debenture, mortgage certificate or other evidence of indebtedness, any form of commercial paper, certificate in or under a profit sharing or participation agreement, cer-

tificate of interest in or under an oil, gas, or mining lease or title, or any certificate or instrument representing or secured by an interest in any or all of the capital, property, assets, profits or earnings of any company, investment contracts, or any other instrument commonly known as a security, whether similar to those herein referred to or not, and providing for the registration of certain persons and companies dealing in securities, this act being a blue sky law superseding the present blue sky law of this State; etc., and declaring an emergency."

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Bills and Resolution Referred.

H. B. No. 327, referred to the Committee on Finance.

H. C. R. No. 48, referred to the Committee on Educational Affairs.

H. B. No. 266, referred to the Committee on State Affairs.

H. B. No. 521, referred to the Committee on Civil Jurisprudence.

H. B. No. 71, referred to the Committee on State Highways and Motor Traffic.

Bill Signed.

The Chair, Lieutenant Governor Walter F. Woodul, gave notice of signing, and did sign, in the presence of the Senate, after its caption had been read, the following bill:

H. B. No. 569.

Senator Excused.

Senator Martin was excused for the day on account of important business on motion of Senator Hill.

Motion to Recess.

Senator Woodruff at 5:05 o'clock p. m., moved that the Senate recess until 10 a. m., Friday.

The motion to recess pending.

House Bill No. 637.

Senator Neal called from the table his motion to reconsider the vote by which H. B. No. 637 was finally passed.

The motion prevailed by viva voce vote.

On motion of Senator Neal H. B. No. 637 was finally passed by the following vote:

Yeas—20.

Beck.	Poage.
Blackert.	Rawlings.
Burns.	Redditt.
Davis.	Sanderford.
Duggan.	Shivers.
Hopkins.	Small.
Hornsby.	Stone.
Neal.	Sulak.
Oneal.	Westerfeld.
Pace.	Woodruff.

Nays—6.

Collie.	Holbrook.
DeBerry.	Moore.
Hill.	Van Zandt.

Absent.

Cotten.	Regan.
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Absent—Excused.

Fellbaum.	Martin.
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House Bill No. 763.

Senator Redditt received unanimous consent to suspend the regular order of business and take up H. B. No. 763:

H. B. No. 763, A bill to be entitled "An Act providing for relief for the Hooks Independent School District of Bowie County, Texas, in order to aid said district in rebuilding its properties and equipping its school which was destroyed by fire on the eleventh day of February, A. D. 1935; providing for work relief; making an appropriation to said district for said property, and declaring an emergency."

(With committee substitute.)

Senator Redditt explained the substitute.

Senator Duggan sent up the following amendment:

Amend Section 2, H. B. No. 763 by adding immediately following the appropriation of \$2,500, for Carthage Independent School District, the following: "To rebuild the barn and replace harness, equipment and feed, recently burned at the State Experiment Station at Lubbock Texas, \$5000.00."

Amend caption to conform.

DUGGAN.

Read and adopted.

The committee substitute as amended was adopted.

The bill as substituted and amended was read second time and passed to third reading by viva voce vote.

On motion of Senator Hill the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 763 was put on its third reading and final passage by the following vote:

Yeas—24.

Beck.	Poage.
Blackert.	Rawlings.
Burns.	Redditt.
DeBerry.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Moore.	Van Zandt.
Neal.	Westerfeld.
Pace.	Woodruff.

Nays—3.

Collie.	Oneal,
Davis.	

Absent.

Cotten.

Absent—Excused.

Fellbaum.	Martin.
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Read third time and finally passed by the following vote:

Yeas—20.

Beck.	Pace.
Blackert.	Poage.
Burns.	Rawlings.
Davis.	Redditt.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Moore.	Sulak.
Neal.	Woodruff.

Nays—5.

Collie.	Oneal.
DeBerry.	Van Zandt.
Hornsby.	

Absent.

Cotten.	Westerfeld.
Regan.	

Absent—Excused.

Fellbaum.	Martin.
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Recess.

The Senate, at 5:30 o'clock p. m., recessed until 10 o'clock a. m. Friday.

APPENDIX.**Committee Reports.****Committee Room,**

Austin, Texas, March 28, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

S. B. No. 450, A bill to be entitled "An Act to amend Subdivision 70, of Article 199, Title 8, of the Revised Civil Statutes of the State of Texas, 1925, amended by Acts 1927, Fortieth Legislature, Regular Session, so as to change the time and terms of holding the terms of district court in certain counties constituting the Seventieth Judicial District of Texas, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the committee substitute do pass in lieu thereof and be printed in bill form.

VAN ZANDT, Vice-Chairman.

Committee Amendment No. 1.

Amend S. B. No. 450 by substituting the attached committee substitute for S. B. No. 450 in lieu thereof:

C. S. S. B. No. 450.**A BILL****To Be Entitled**

An Act to amend Subdivision 70, of Article 199, Title 8, of the Revised Civil Statutes of the State of Texas, 1925, amended by Acts 1927, Fortieth Legislature, Regular Session, Page 134, Chapter 87, Section 1, amended by Acts 1929, Forty-first Legislature, Regular Session, Page 50, Chapter 19, Section 1, Amended by Acts 1933, Forty-third Legislature, Regular Session, Page 372, Chapter 145, Section 2, so as to change the time and terms of holding the terms of District Court in Howard, Martin, Midland, Ector and Glasscock Counties, constituting the

Seventieth Judicial District of Texas; validating and continuing all processes issued or served before this Act takes effect, including recognizances and bonds, and making them returnable to the next terms of Court in said Counties and District, as herein fixed; to validate the summoning of grand and petit juries under the present law so as to render them available in said counties under this Act; repealing all laws in conflict herewith, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Subdivision 70, of Article 199, Title 8, of the Revised Civil Statutes of the State of Texas, 1925, as amended by Acts 1927, Fortieth Legislature, Regular Session, Page 134, Chapter 87, Section 1, amended by Acts 1929, Forty-first Legislature, Regular Session, Page 50, Chapter 19, Section 1, amended by Acts 1933, Forty-third Legislature, Regular Session, Page 372, Chapter 145, Section 2, be and the same is hereby amended so as to hereafter read as follows:

"Section 1. The Seventieth Judicial District of Texas shall be composed of the counties of Howard, Martin, Midland, Ector and Glasscock and the terms of the District Court of said District shall be held therein each year as follows:

"In the County of Howard on the first Monday in January of each year and may continue in session five (5) weeks; on the fifteenth Monday after the first Monday in January of each year and may continue in session five (5) weeks; on the first Monday in September of each year and may continue in session four (4) weeks; on the ninth Monday after the first Monday in September of each year and may continue in session four (4) weeks.

"In the County of Martin on the fifth Monday after the first Monday in January of each year and may continue in session two (2) weeks; on the twentieth Monday after the first Monday in January of each year and may continue in session two (2) weeks; on the sixteenth Monday after the first Monday in September of each year and may continue in session one (1) week.

"In the County of Midland on the

seventh Monday after the first Monday in January of each year and may continue in session four (4) weeks; on the twenty-second Monday after the first Monday in January of each year and may continue in session four (4) weeks; on the fourth Monday after the first Monday in September of each year and may continue in session four (4) weeks.

"In the County of Ector on the eleventh Monday after the first Monday in January of each year and may continue in session three (3) weeks; on the twenty-sixth Monday after the first Monday in January of each year and may continue in session three (3) weeks; on the thirteenth Monday after the first Monday in September of each year and may continue in session three (3) weeks.

"In the County of Glasscock on the fourteenth Monday after the first Monday in January of each year and may continue in session one (1) week; on the eighth Monday after the first Monday in September of each year and may continue in session one (1) week."

Sec. 2. All processes and writs issued out of, and bonds and recognizances entered into and all grand or petit jurors drawn before this Act takes effect, shall be valid for and returnable to the next succeeding term of the District Court in and for the several counties as herein fixed, as though issued and served for such terms and returnable to and drawn for the same, and all such processes, writs, bonds and recognizances taken before or issued by the various counties affected by this Act shall be as valid as though no change has been made in the time of the holding of the terms of Court herein.

Sec. 3. It is further provided that if any Court in any county of the Seventieth Judicial District as same existed prior to the passage of this Act, shall be in session at the time this Act takes effect, such Court or Courts affected thereby shall continue in session until the term thereof shall expire under the provisions of existing laws, but thereafter the Court in such county or counties shall conform to the terms of this Act.

Sec. 4. All laws or parts of law in

conflict herewith be and the same are hereby repealed.

Sec. 5. The fact that the rearrangement of the terms of the District Court in the counties of Howard, Martin, Midland, Ector and Glasscock, as fixed in this bill, will aid measurably to the dispatch of business and economical administration of said Courts, avoiding delays in the transaction of business in said Courts, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days be suspended, and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Minutes of Committee Meetings.

Minutes of Meeting of Committee on Agricultural Affairs, Held March 27, 1935.

Called Meeting.

Present: DeBerry, Sulak, Small, Poage, Beck, Duggan, Stone, Van Zandt, Neal and Hill.

Absent: None.

S. C. R. No. 29 was reported favorably with recommendation that it do pass by viva voce vote.

DICK DeBERRY, Secretary.

Minutes of the Senate Committee on Public Health—March 28, 1935.

Regular Meeting.

Present: Beck, Sanderford, Holbrook, Hornsby, Oneal, Rawlings, Small, and Davis.

Absent (excused): Redditt and Woodruff.

S. B. No. 364 was referred to a subcommittee of Small, Sanderford and Holbrook.

S. B. No. 467 was reported favorably.

CHARLES A. PARKER,
Secretary.

FORTY-THIRD DAY.

(Continued)

Senate Chamber,
Austin, Texas,
March 29, 1935.

The Senate met at 10 o'clock a. m., pursuant to recess, and was called to order by Lieutenant Governor Walter F. Woodul.